

IDAHO BOARD OF MASSAGE THERAPY
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 11/18/2019

BOARD MEMBERS PRESENT: Carla A Steen - Chair
Justin Kobbe Solace
Riki Nagle-Ker

BOARD MEMBERS ABSENT: Mary Jo White, D.C.

BUREAU STAFF: Kelley Packer, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Julie Eavenson, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Nicholas Crema, General Counsel
Rob McQuade, Legal Counsel
Eric Nelson, Board Prosecutor
Greg Floyd, Financial Specialist Senior
Candace Villarreal, Board Specialist

OTHERS PRESENT: Sara Church, Idaho Massage Therapists and Body
Workers
Elizabeth Shakespeare LMT, Instructor Milan
Institute
Caitlyn Vialpando LMT, instructor Milan Institute
Amanda Barker, student Milan Institute
Angela Tisher, student Milan Institute
Bree Stradley, student Milan Institute
Cambry Widmer, student Milan Institute
Gardner, Melissa. student Milan Institute
Jaiden Bohanon, student Milan Institute
James Dod, student Milan Institute
Jami Bushman, student Milan Institute
Lacy Couer, student Milan Institute
Melissa Gardner, student Milan Institute
Morgan Anders, student Milan Institute
Ranae Haddox, student Milan Institute
Rebecca Crenshaw, student Milan Institute

The meeting was called to order at 9:00 AM MST by Carla A. Steen.

APPROVAL OF MINUTES

Ms. Nagle-Ker made a motion to approve the minutes of 9/16/2019. It was seconded by Mr. Kobbe Solace. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

EXECUTIVE SESSION

Ms. Nagle-Ker made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Mr. Kobbe Solace. The vote was: Mr. Kobbe Solace, aye; Ms. Nagle-Ker, aye; and Ms. Steen, aye. Motion carried.

Ms. Nagle-Ker made a motion to come out of executive session. It was seconded by Mr. Kobbe Solace. Motion carried.

LEGISLATIVE REPORT

Ms. Packer discussed the Board's proposed establishment licensure legislation and stated that Governor Little has approved the language with the addition of wording to preclude cities and counties from regulation of establishments. Senate and House sponsors are in place, and 37 Legislators have been reached regarding this legislation to protect the public.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$388,550.58 as of 9/30/2019.

OLD BUSINESS

TO DO LIST

Ms. Villarreal reported on the To Do List. No action was taken.

SET NEXT MEETING DATE:

NEXT MEETING is scheduled for January 27, 2020 at 9:00 AM MST.

ANOTHER MEETING is scheduled for March 9, 2020 at 9:00 AM MDT.

ANOTHER MEETING is scheduled for May 4, 2020 at 9:00 AM MDT.

ANOTHER MEETING is scheduled for July 13, 2020 at 9:00 AM MDT.

NEW BUSINESS

PUBLIC COMMENT:

Massage educators and students from the Milan Institute Career Training School were in attendance. Board and staff introductions were made and questions regarding provisional and temporary permits and Board appointments were addressed.

FEDERATION OF ASSOCIATIONS OF REGULATORY BOARDS (FARB)

Ms. Villarreal presented the upcoming dates for the 44th Annual FARB Forum to be held in Colorado Springs, Colorado on January 23-26, 2020 to the Board. The Board discussed that this event will be represented by Bureau management. No action was taken.

FEDERATION OF STATE MASSAGE THERAPY BOARDS ANNUAL MEETING REPORT

Mr. Kobbe Solace reported on the Conference of the Federation of State Massage Therapy Boards (FSMTB) held in Atlanta, Georgia on October 3-5, 2018. Mr. Kobbe Solace stated that he presented highlights to the conference delegation, such as the Idaho Licensing Freedom Act, the Red Tape Reduction Act and proposed establishment licensure. Mr. Kobbe Solace discussed items covered at the conference including election outcomes, member state Board reports, changes to the MBLEx examination fees coming in 2020, MBLEx security and program oversight, the Massage Therapy Licensing Data Base (MTLD), CE Registry, human trafficking, cannabidiol oil (CBD), and deregulation. He mentioned that some states are using funds for advertising on billboards to enhance public protection. He stated that the 2020 conference will be held in Chicago, Illinois and that the 2019 Executive Directors Summit dates and location are to be determined.

CANNABIDIOL OIL AND CANNABIDIOL FROM HEMP (CBD)

The Board reopened past discussions of the use of cannabidiol oil (CBD) and cannabidiol oil from hemp and the legality of use within the scope of practice of massage therapy. The Board discussed that the potential hazards are unknown and that there is currently not enough data on the impact and effects of long-term use for the public and the massage therapist, and that a USDA/FDA ruling providing Federal guidance may be forthcoming. The Boards stance is that the Board specialist is to continue to send the Board-approved scope of practice information to any person with questions requesting information about CBD to encourage them to review the state licensure laws and rules and to seek legal counsel for advice concerning how the laws and rules governing the practice of massage therapy apply to specific situations or modalities about which they have questions.

CORRESPONDENCE

DRY NEEDLING AND MASSAGE THERAPY

The Board reviewed correspondence from an Idaho massage therapist regarding dry needling and massage therapy. Discussion was held regarding Idaho Code § 54-4002.c and protection of the public. The Board's stance is that the Board specialist is to continue to send the Board-approved scope of practice information to any person with questions; to instruct them to review the state licensure laws and rules; and to seek legal counsel for advice concerning how the laws and rules governing the practice of massage therapy apply to specific situations or modalities about which they have questions.

EXECUTIVE SESSION

Ms. Nagle-Ker made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Mr. Kobbe Solace. The vote was: Ms Nagle-Ker, aye; Mr. Kobbe Solace, aye; and Ms. Steen, aye. Motion carried.

Mr. Kobbe Solace made a motion to come out of executive session. It was seconded by Ms. Nagle-Ker. Motion carried.

APPLICATIONS

CE COURSE REVIEW

Ms. Nagle-Ker made a motion to table the following course approval application pending additional information:

17725 Aspects of Massage

It was seconded by Mr. Kobbe Solace. Motion carried.

APPLICATION REVIEW:

Mr. Kobbe Solace made a motion to approve the following for licensure:

Allan, Ashlyn	MASA-3958
Baldwin, Taylor	MASA-3986
Ballinger, Jessica	MASA-3982
Batchelder, Kimberly	MASA-3966
Bettencourt, Brooke	MASA-3978

Bland, Larrysa	MASA-3952
Boutelle, Promise	MASA-3965
Coleman, Marshall	MASA-3946
Debruin, Abigail	MASA-3975
DeLaTorre, Kristen	MASA-3950
Flemmer, Taylor	MASA-3976
Gaddess, Maia	MASA-3945
Giles, Anna	MASA-3979
Golphenee, Maria	MASA-3943
Greenfield, Jonathan	MASA-3977
Hager, Kelly	MASA-3974
Harward, Sherri	MASA-3956
Hoenke, Kimberly	MASA-3942
Jenkins, Emma	MASA-3979
Kelly, Neva	MASA-3937
Koetke, Walter	MASA-3955
Koperniech, Magenta	MASA-3947
Larsen, Annajane	MASA-3969
Marie, Tonya	MASA-3959
Martindale, Craig	MASA-3940
McGovern, Tammara	MASA-3967
Mendoza, Carolina	MASA-3972
Morin, Eric	MASA-3985
Myers, Ashley	MASA-3964
Norlund, Jaimee	MASA-3938
O'Connor, Bonnie	MASA-3954
Radavich, Rachael	MASA-3957
Ramer, Ashley	MASA-3968
Reeder, Alyssa	MASA-3944
Smith, Stephanie	MASA-3962
Sorensen, Albert	MASA-3953
Stewart, Bianca	MASA-3939
Stokes, Tammy	MASA-3961
Stokes, Wendy	MASA-3960
Taylor, Alicia	MASA-3951
Thomas, Lindsay	MASA-3987
Tupper, Ryan	MASA-3936
Vogel, Lindsey	MASA-3973
Wilkin, Stephanie	MASA-3970
Xu, Ying	MASA-3948
Yeske, Kayla	MASA-3963
Zimms, Allison	MASA-3941

It was seconded by Ms. Nagle-Ker. Motion carried.

Mr. Kobbe Solace made a motion to approve the following for licensure:

Morrow, Debra

MASA-3984

It was seconded by Ms. Nagle-Ker. Ms. Steen abstained from discussion and voting. Motion carried.

Ms. Nagle-Ker made a motion to approve the following pending receipt of additional information:

901-068-422

It was seconded by Mr. Kobbe Solace. Motion carried.

Ms. Nagle-Ker made a motion to approve the following pending receipt of additional information:

901-170-368

It was seconded by Ms. Steen. Mr. Kobbe Solace abstained from discussion and voting. Motion carried.

ADJOURNMENT

Ms. Nagle-Ker made a motion to adjourn the meeting at 12:00 PM MDT. It was seconded by Mr. Kobbe Solace. Motion carried.

Carla A Steen, Chair

Justin Kobbe Solace

Riki Nagle-Ker

Kelley Packer, Bureau Chief